IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.55204-M of 2007
Date of Decision: 31.12.2007

Jagtar Singh ..... Petitioner

Versus

State of Punjab ..... Respondent

Before: Hon'ble Mr. Justice Rajesh Bindal.

Present: Mr. Sanjiv Gupta, Advocate,
for the petitioner.

Mr. Shilesh Gupta, DAG, Punjab.

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Rajesh Bindal,J

Learned counsel for the petitioner submits that the parties to the dispute are cousin brothers. Dispute regarding partition of property occurred on October 5, 2007 for which a DDR was recorded by the petitioner with the police. In fact the matter was compromised as was even stated by the brother of Jasbir Singh in his DDR dated October 7, 2007. The present FIR was registered on October 7, 2007 reporting that Jasbir Singh is missing since 5.10.2007. In the FIR registered originally, the petitioners were not named and it was only on 3.12.2007 that in a supplementary statement Harpreet Singh son of Jasbir Singh recorded that in fact Jasbir Singh had been kidnapped by the petitioner along with Inder Singh, Joginder Singh and Gurbaj Singh. Joginder Singh and Gurbaj Singh have already been released on regular bail by the court below.

In view of the factual matrix, in my opinion a case for anticipatory bail is made out. In the event of arrest the petitioner shall be released on bail to the satisfaction of the arresting officer. Petitioner shall comply with the provisions of Section 438(2) of the Code of Criminal Procedure.

Petition is disposed of.

(Rajesh Bindal)
Judge

31.12.2007
sk/sarita